

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

VERRICK WISE,  
Plaintiff,

v.

STATE FARM GENERAL INSURANCE  
COMPANY,  
Defendant.

Case No. [23-cv-00163-HSG](#) (AGT)

**DISCOVERY ORDER**

Re: Dkt. No. 36

Plaintiffs have not persuasively explained why State Farm’s 30(b)(6) witnesses must sit for deposition by “no later than December 15, 2023.” Dkt. 36 at 2. Judge Gilliam set December 29, 2023, as the fact-discovery cutoff, and State Farm has proposed complying dates for witnesses on two groups of noticed topics—“December 28 or 29 for one Rule 30(b)(6) witness, and December 21, 22, 28, or 29 for another.” *Id.* Plaintiffs apparently rejected these proposed dates out of hand, without meeting and conferring, because they fall after December 15. But as State Farm correctly notes, plaintiffs cannot “unilaterally ‘reset’ the fact discovery deadline to December 15.” *Id.* at 3. Absent an order by Judge Gilliam, the fact-discovery cutoff in this case remains December 29, 2023, and State Farm must make its 30(b)(6) witnesses available by that date.<sup>1</sup>


To assist the parties with scheduling these depositions, the undersigned orders as follows. By close of business on December 13, 2023, State Farm must provide plaintiffs with proposed dates for the noticed 30(b)(6) topics. By December 15, 2023, the parties must meet and confer, either in person or via videoconference, to attempt to reach agreement on deposition dates. If the

<sup>1</sup> To the extent plaintiffs seek to “extend the discovery deadline for the sole purpose of permitting Plaintiffs to litigate any issues that may arise from the Rule 30(b)(6) depositions,” Dkt. 36 at 2, they must direct that request to Judge Gilliam, not the undersigned.

1 parties are still unable to agree on dates, they may submit a supplemental joint statement by  
2 December 18, 2023, and the Court will set dates for them.

3 **IT IS SO ORDERED.**

4 Dated: December 11, 2023

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7 ALEX G. TSE  
8 United States Magistrate Judge  
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